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July 17, 2007

Served and Filed Electronically

Hon. George A. Yanthis
United State Magistrate Judge
Room 116
United States Courthouse
300 Quarropas Street
White Plains, NY 10601

Dear Judge Yanthis:

Re: Steven Bello, as Administrator v. CSX Transportation, Inc., et al.
Docket No.: 07 Civ. 2931 (WP4 Yanthis)
Our File No.: 031324.00114

This Firm represents the Defendants in the above-described matter. Plaintiff has filed a Motion for Remand, which the Defendants will be opposing most strenuously. No briefing schedule has yet been ordered. Also, I assume the Motion will be referred or assigned to District Judge for determination.

I am writing to inquire about the procedure to ascertain who the Motion will be assigned for determination and what the briefing schedule will be.

My Associate who is most knowledgeable about Federal Preemption is on vacation in China and will be returning to the office on July 23, 2007. Therefore, the Defendants would request until at least August 6, 2007 to submit its opposition.

Your guidance in this matter will be gratefully appreciated.

Very truly yours,

A handwritten signature of Lawrence R. Bailey Jr.

Lawrence R. Bailey Jr.
Partner

LRB/lrb

cc: Martin E. Fiel, Esq. (Served Electronically)

*Opposition by August 6, 2007.
Application granted.
So ORDERED.
George A. Yanthis
USMO 7/17/07*